

AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions and listings of claims in the application:

1. (Currently Amended) An automatic staining apparatus comprising:
at least one removable reagent container positioned within a reagent section;
at least one sample slide;
~~at least two staining sections separated by the reagent section;~~
a robotic element adapted to affect said reagent container and said sample slide;
a control element to which said robotic element is responsive; and
an image-capture 2-D optical sensor configured to two dimensionally image at
least one element in said automatic staining apparatus,

wherein the control element monitors insertion or removal of the at least one
removable reagent container and the at least one slide during processing protocol
steps.

2. (Original) An apparatus according to claim 1, wherein the optical sensor is adapted to locate pre-selected reference features for self-calibration of the robotic element.

3. (Previously Presented) An apparatus according to claim 1, wherein the optical sensor is adapted to record an image of the finalised sample after said sample has been subjected to a staining protocol.

4. (Original) An apparatus according to claim 1, wherein at least one element comprises an element selected from a group consisting of: a two-dimensional high-resolution symbology code, a datamatrix code, a bar code, an adhesive label, a two dimensional symbology zone, and a human readable text zone; and

wherein the optical sensor is adapted to record an image of the finalised sample after said tissue sample has been subjected to a staining protocol.

5. (Original) An apparatus according to claim 1, wherein the optical sensor is configured to identify a feature selected from a group consisting of: the texture of the sample, the outline of the sample, a visual property of the sample, and an individual identification feature of the sample; and

wherein the optical sensor is adapted to record an image of the finalised sample after said sample has been subjected to a staining protocol.

6. (Currently Amended) A method of identifying at least one property in an automatic staining apparatus comprising the steps of:

providing at least one sample;

providing at least one reagent container;

providing a robotic element adapted to affect said reagent container and said sample;

optically sensing a two dimensional image of at least one element in said automatic staining apparatus;

recording relevant image data;

recording ~~robotic element~~ calibration reference points [[in]] of the apparatus; and
feeding said image data to a control element to which said robotic element is
responsive.

7. (Currently Amended) A method of staining samples in an automatic
staining apparatus comprising the steps of:

providing at least one sample;
providing slides in racks;
providing at least one reagent container;
providing a robotic element adapted to affect said reagent container and said
sample;

providing an optical sensor responsive to said robotic element and adapted to
sense a two dimensional image of at least one element in said automatic staining
apparatus;

recording relevant image data;
recording ~~robotic element~~ calibration reference positions for said racks; and
feeding said image data to a control element to which said robotic element is
responsive.

8. (Currently Amended) An automatic staining apparatus comprising:
at least one reagent container;
at least one sample, the sample being placed on a slide;
a robotic element adapted to affect said reagent container and said sample;

a control element to which said robotic element is responsive; and
an optical sensor adapted to locate pre-selected reference features for self-calibration of the robotic element,

wherein the control element monitors insertion or removal of the slide during processing protocol steps

9. (Original) An automatic staining apparatus comprising:
at least one reagent container in a reagent section;
at least one first sample contained on a slide in a first slide section;
at least one second sample contained on a slide in a second slide section,
wherein said first slide section and said second slide section are separated by said reagent section;
a robotic element adapted to affect said reagent container and said first and said second samples; and
a control element to which said robotic element is responsive.

10. (Currently Amended) An automatic staining apparatus comprising:
at least one reagent container;
at least one sample, the sample being placed on a slide;
a robotic element adapted to affect said reagent container and said sample;
a control element to which said robotic element is responsive; and

an image-capture 2-D optical sensor configured to two dimensionally image at least one element in said automatic staining apparatus, wherein said at least one element comprises an optical identification element having reiterated information, wherein the control element uses the optical identification element to monitor insertion or removal of the slide during processing protocol steps.

11. (Original) An apparatus according to claim 10 wherein said reiterated information comprises multiple reiterated information.

12. (Original) An apparatus according to claim 10 wherein said reiterated information comprises redundant information.

13. (Previously Presented) An apparatus according to claim 10 wherein said at least one element comprises an optical identification element.

14. (Original) An apparatus according to claim 11 wherein said optical identification element comprises a two-dimensional high-resolution symbology code.

15. (Original) An apparatus according to claim 11 wherein said optical identification element comprises a datamatrix code.

16. (Original) An apparatus according to claim 11 wherein said optical identification element comprises a bar code.

17. (Currently Amended) An automatic staining apparatus comprising:
at least one reagent container;
at least one sample;
a robotic element adapted to affect said reagent container and said ~~tissue~~
sample;
a control element to which said robotic element is responsive;
an image-capture 2-D optical sensor configured to two dimensionally image at
least one element in said automatic staining apparatus; and
a computer image biological analysis element,
wherein the 2-D optical sensor records a first image of the at least one sample
before staining and records a second image of the sample after staining.

18. (Original) An apparatus according to claim 17 wherein said optical sensor
comprises a camera.

19. (Original) An apparatus according to claim 18, wherein said camera
comprises a CCD element.

20. (Cancelled)

21. (Currently Amended) A method of identifying at least one property in an automatic staining apparatus comprising the steps of:

providing at least one sample, the sample being placed on a slide in a removable slide rack;

providing at least one reagent container;

providing a robotic element adapted to affect said reagent container and said sample;

optically sensing a two dimensional image of at least one element in said automatic staining apparatus;

recording relevant image data;

feeding said image data to a control element to which said robotic element is responsive; and

biologically analysing image data of said at least one sample with a computer, wherein the control element monitors insertion or removal of the slide rack during processing protocol steps.

22. (Original) A method according to claim 21, wherein said step of optically sensing the two dimensional image of at least one element in said automatic staining apparatus comprises the step of utilizing a camera.

23. (Original) A method according to claim 22, wherein said step of utilizing a camera comprises the step of utilizing a CCD element.

24. (Cancelled)

25. (Currently Amended) A method of staining tissue samples in an automatic staining apparatus comprising the steps of:

providing at least one removable sample;

providing at least one reagent container;

providing a robotic element adapted to affect said reagent container and said sample;

providing an optical sensor responsive to said robotic element and adapted to sense a two dimensional image of at least one element in said automatic staining apparatus;

recording relevant image data;

feeding said image data to a control element to which said robotic element is responsive; and

biologically analysing image data of said at least one sample with a computer,
wherein the control element monitors insertion or removal of the at least one sample during processing protocol steps.

26. (Original) A method according to claim 25, wherein said step of providing at least one sample comprises the step of utilizing a slide.

27. (Previously Presented) A method according to claim 25, wherein said step of providing an optical sensor comprises the step of utilizing a camera.

28. (Previously Presented) A method according to claim 25, wherein said step of providing an optical sensor comprises the step of utilizing a CCD element.

29. (Original) A method according to claim 25, and further comprising the step of storing an image relevant to a process of staining tissue samples.

30. (Currently Amended) An automatic staining apparatus comprising:
at least one reagent container;
at least one sample, the sample being placed on a slide;
a robotic element adapted to affect said reagent container and said sample;
a control element to which said robotic element is responsive;
a multifunction optical sensor configured to sense at least one element in said automatic staining apparatus; and
a computer image biological analysis element,
wherein the multifunction optical sensor automatically identifies insertion of new slides and new reagent containers to the staining apparatus.

31. (Cancelled)

32. (Original) An apparatus according to claim 30, wherein said optical sensor comprises a camera.

33. (Original) An apparatus according to claim 30, wherein said optical sensor comprises a CCD element.

34. (Original) An apparatus according to claim 30, and further comprising a stored image relevant to the process of staining tissue samples.

35. (New) An automatic staining apparatus comprising:
at least one removable reagent container positioned within a reagent section;
at least one sample placed on a slide in a slide rack;
at least two staining sections separated by the reagent section;
a robotic element adapted to affect said reagent container and said sample;
a control element to which said robotic element is responsive; and
an image-capture 2-D optical sensor configured to two dimensionally image at least one element in said automatic staining apparatus,
wherein the control element monitors insertion or removal of the at least one slide rack during processing protocol steps.

36. (New) A method of staining tissue samples in an automatic staining apparatus comprising the steps of:
providing at least one slide;
providing at least one removable reagent container;
providing a robotic element adapted to affect said slide and said reagent container;

providing an optical sensor responsive to said robotic element and adapted to sense a two dimensional image of at least one element in said automatic staining apparatus;

recording relevant image data;

feeding said image data to a control element to which said robotic element is responsive,

wherein the control element monitors insertion or removal of the at least one slide and the at least one removable reagent container during processing protocol steps.